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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named

Inventor : Bruce F. Field

Appln. No.: 10/629,391

Filed : July 29, 2003

For : ELECTRIC HYBRID VEHICLE

Docket No.: A53.12-0006

Group Art Unit: 3618

Examiner: Bridget D. Avery

RESPONSE

Attn: MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I HEREBY CERTIFY THAT THIS PAPER IS BEING  
SENT BY U.S. MAIL, FIRST CLASS, TO THE  
COMMISSIONER FOR PATENTS, P.O. BOX 1450,  
ALEXANDRIA, VA 22313-1450, THIS

31 DAY OF May, 20 05  
  
PATENT ATTORNEY

Sir:

This is in response to the Office Action dated February 28, 2005, in which claims 1, 4-14, 17-30 and 33-35 were rejected under §102(b) as being anticipated by Field International Publication No. WO/93/23263, Kawakatsu U.S. Patent No. 4,407,132, and Ellers U.S. Patent No. 4,923,025.

Neither Ellers nor Kawakatsu disclose the voltage reducer or power supply as recited in independent claims 1, 13, 24 or 29 within the context of the remaining elements of those claims. Applicants respectfully traverse the rejections based on these two references.

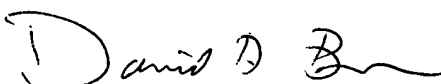
The Field publication is based on a parent application from which the present application claims priority. Applicants acknowledge the decision of the United States District Court for the District of Minnesota, which overturned a decision granting a petition to revive U.S. Appln. No. 07/948,288. As a result of this decision, the PTO has not given the present application an effective filing date earlier than August 29, 1996 and thus the

Field publication was used as prior art in the above-mentioned rejection.

Applicants respectfully traverse the district court decision and have filed a Notice of Appeal to the Federal Circuit. Accordingly, Applicants cannot fully respond to the present rejections until the appeal process has completed. Applicants reserve the right to respond at a later date, which may include a response with an appropriate extension of time fee and/or the filing of a continuation application.

The Director is authorized to charge any fee deficiency required by this paper or credit any overpayment to Deposit Account No. 23-1123.

Respectfully submitted,  
WESTMAN, CHAMPLIN & KELLY, P.A.

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